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DATE: June 25, 2004

PTO IDENTIFIER: Application Number 10/809,349-Conf. #7560
Patent Number

Inventor: Jerome Asius et al.

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (703) 872-9306

FROM: CONNOLLY BOVE LODGE & HUTZ LLP
John A. Evans

PHONE: (202) 331-7111

Attorney Dkt. #: 22114-00001-US1

PAGES (Including Cover Sheet): 5

CONTENTS: IDS (Citation) by Applicant (1 page);
Information Disclosure Statement (2 pages); and
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CONNOLLY BOVE LODGE & HUTZ LLP
1990 M Street, N.W., Suite 800, Washington, DC 20036-3425
Telephone: (202) 331-7111 Facsimile: (202) 293-6229

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Docket No.: 22114-00001-US1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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In re Patent Application of:
Jerome Asius et al.

Application No.: 10/809,349

Confirmation No.: 7560

Filed: March 26, 2004

Art Unit: N/A

For: IMPLANT FOR SUBCUTANEOUS OR
INTRADERMAL INJECTION

Examiner: Not Yet Assigned

OFFICIAL

INFORMATION DISCLOSURE STATEMENT (IDS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed within three months of the U.S. filing date (37 CFR 1.97(b)(1)).

Those patent(s) or publication(s) which are marked with a double asterisk (**) next to the Cite No. in the attached form PTO/SB/08 (facsimile) are not supplied because they were previously cited by or submitted to the Office in a prior application number 09/242,103, filed April 6, 2004 and relied upon in this application for an earlier filing date under 35 U.S.C. 120.

Application No.: 10/809,349

Docket No.: 22114-00001-US1

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 22-0185, under Order No. 22114-00001-US1. A duplicate copy of this paper is enclosed.

Dated: 6/25/04

Respectfully submitted,

By: 
John A. Evans

Registration No.: 44,100
CONNOLLY BOVE LODGE & HUTZ LLP
1990 M Street, N.W., Suite 800
Washington, DC 20036-3425
(202) 331-7111
(202) 293-6229 (Fax)
Attorneys for Applicants

PTO/SB/06a/b (08-03)

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Substitute for form 1449A/B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i>		Complete if Known			
		Application Number	10/809,349-Conf. #7560		
		Filing Date	March 26, 2004		
		First Named Inventor	Jerome Asius		
		Art Unit	N/A		
		Examiner Name	Not Yet Assigned		
Sheet	1	of	2	Attorney Docket Number	22114-00001-US1

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
	AA**	US-5,356,629	10/1994	Sander et al.	
	AB**	US-5,977,204	11/1999	Boyan et al.	
	AC**	US-4,093,576	06/1978	deWijn	
	AD**	US-5,597,897	01/1997	Ron et al.	
	AE**	US-5,599,852	02/1997	Scopellanos et al.	
	AF**	US-5,466,462	11/1995	Rosenthal et al.	
	AG**	US-5,478,837	12/1995	Rodgers et al.	
	AH**	US-5,470,582	11/1995	Supersaxo et al.	
	AI**	US-5,288,496	02/1994	Lewis	
	AJ**	US-5,185,152	02/1993	Peyman	
	AK**	US-5,059,123	10/1991	Jernberg	
	AL**	US-4,919,929	04/1990	Beck	
	AM**	US-4,897,267	01/1990	Bontemps et al.	
	AN**	US-5,451,406	09/1995	Lawin et al.	
	AO**	US-5,258,028	11/1993	Ersek et al.	
	AP**	US-5,344,452	09/1994	Lemperle	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁴
		Country Code ³ -Number ² -Kind Code ⁵ (if known)				
	BA**	WO-93/15721	08/1993	William G. Hubbard		
	BB**	WO-99/11196	03/1999	Point Biomedical Corporation		
	BC**	WO-93/13755	7/1993	Coletica		
	BD**	WO-96/33751	10/1996	W.K. et Associes et al.		
	BE**	EP-0 251 695-A2	1/1988	Collagen Corporation		
	BF**	EP- 0 648 480-A2	4/1995	Johnson & Johnson Medical		
	BG**	EP-0 711 548-A1	5/1996	Ethicon Inc.		
	BH**	FR-2778847-A1	11/1999	Perraud Jean Pierre		

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.		T ⁷
	CA**	Tom et al., Biotechnol. Prog. (1991), 7 (5), 403-411, Abstract only		
	CB**	Constantino et al., "Soft-Tissue Augmentation and Replacement in the Head and Neck", Otolaryngologic Clinics of N.A., pp. 3,9,11, 1994."		
	CC**	Beising et al., "Mammalian Response to Subdermal Implantation of Textured Microimplants," Aesth. Plast. Surg. pp. 83-90, 1992.		
	CD**	Ersek et al. "Bioplastique: A New Biphasic Polymer for Minimally Invasive Injection Implantation," Aesth. Plast. Surg., pp. 59-65, 1992"		

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. **CITE NO.: Those patent(s) or publication(s) which are marked with an double asterisk (**) next to the Cite No. are not supplied because they were previously cited by or submitted to the Office in a prior application relied upon in this application for an earlier filing date under 35 U.S.C. 120. ¹ Applicant's unique citation designation number (optional). ² See Kind's Codes of USPTO Patent Documents at www.uspto.gov or MPEP 801.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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